

REMARKS

Review and reconsideration on the merits are requested.

Formalities

Applicants appreciate the Examiner indicating receipt of the priority document from the International Bureau (there is one priority document) and returning two initialed PTO/SB/08 forms (filed 12/12/06 and 4/21/06).

Applicants now turn to the Action.

Status of Claims after this Amendment

Claims 1-12 remain as original claims.

Claims 13, 15 and 17 are currently amended.

Claims 14 and 16 are canceled.

DETAILED ACTION

Specification

The parentage of the present application is included in the first line of the specification.

The specification has been checked to the extent necessary to determine the presence of all possible minor errors and these are corrected.

Withdrawal of the objection to the disclosure is requested.

Claim Objections

Claims 13-17 are objected to.

Claims 14 and 16 are canceled, mooted the objection to those claims.

With respect to claims 13, 15 and 17, Applicants elect the option of rewriting these claims in independent form.

Withdrawal of claim objections is requested.

Claim Rejections - 35 U.S.C. § 112, first paragraph

Claims 14, 16 and 17 are rejected essentially on the ground that the specification does not reasonably provide enablement for a prophylactic agent or a method of preventing obesity, diabetes, etc.

Claims 14 and 16 are canceled, mooting the rejection of these claims.

With respect to claim 17, "or preventing" is canceled. Withdrawal is requested.

Claim Rejections - 35 U.S.C. § 112, second paragraph

The rejection of claim 16 is mooted by canceling claim 16.

Withdrawal is requested.

Claim Rejections - 35 U.S.C. § 101

The rejection of claim 16 is mooted by canceling claim 16.

Allowable Subject Matter

Applicants appreciate the Examiner indicating claims 1-12 are allowed.

Relief Requested

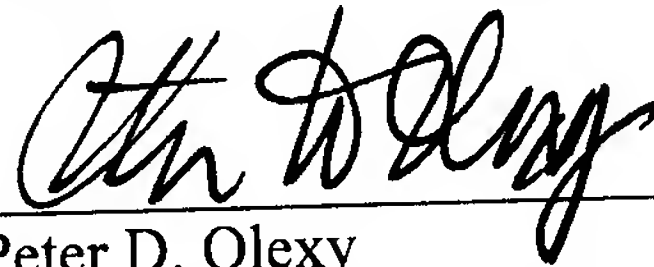
Withdrawal of all objections/rejections in combination with entrance of this amendment and allowance.

AMENDMENT UNDER 37 C.F.R. § 1.111
Application No.: 10/576,753

Attorney Docket No.: Q94259

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

Respectfully submitted,



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23373

CUSTOMER NUMBER

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